

# **Fire Safety Code Board**

## **Of Appeal and Review**

**Hearing Minutes December 7, 2010**

**The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, December 7, 2010 at 1:00 P.M. Present were Vice Chairman Newbrook and Commissioners Filippi, Pearson, Jasparro, Preiss and Richard Commissioners Dias, Walker, Jackson and Blackburn were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.**

**Prior to the commencement of the hearing, Vice Chairman Newbrook asked that all present pause for a moment of silence to remember our Chairman, Rene Coutu, who passed away earlier that morning after a long battle with cancer. He was a fine man and will be missed by all who knew him.**

**The following cases were heard.**

**APPEAL #100163A: Ms. Charlene Tocco, for the property located at 140 Laurel Hill Avenue, Pascoag. DSFM Christine Kent appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Pearson, to modify the previous decision of the Board, and allow residents of this facility to utilize the basement, but directing them to enter and exit only through the**

exterior door and not by utilizing the interior stairs to the basement. The motion passed with Commissioner Preiss abstaining from the vote.

**APPEAL #070236A:** Rhode Island Airport Corporation, for the parking garage located at the Warwick Intermodal Station. DSFM David Cionfolo appeared for the State Fire Marshal's Office, ADSFM Peter Marietti appeared for the Warwick Fire Marshal's Office and Chief Thomas appeared for the T.F. Green Airport Fire Department. Commissioner Jasparro made a motion, seconded by Commissioner Filippi, to allow the Applicant not to be required to install portable fire extinguishers at the public parking garage at the Warwick Intermodal Station, at the direction and to the satisfaction of the AHJ. The motion passed with Commissioner Preiss recusing himself from consideration of this case.

**APPEAL #100282:** Mr. V.F. Etzold, for the property located at 105 Central Street, Narragansett. ADSFM Mark Wood appeared for the Narragansett Fire Marshal's Office. Commissioner Preiss made a motion, seconded by Commissioner Filippi, to grant the Applicant a time variance of thirty (30) days in which to present his plan of action to the Narragansett Fire Marshal's Office for the correction of any outstanding deficiencies within this facility, and an additional 150 days in which to make the above corrections. The Narragansett Fire Marshal's Office is granted the authority to extend the above deadlines for good faith efforts being made by the Applicant. The

**motion was unanimous.**

**APPEAL #100285: Diversified Realty Co., LLC, for the property located at 820 Boston Neck Road, North Kingstown. ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance of thirty days in which to present his plan of action to the North Kingstown Fire Marshal's Office for the correction of any outstanding deficiencies within this facility, and an additional 150 days in which to make the above corrections. The North Kingstown Fire Marshal's Office is granted the authority to extend the above deadlines for good faith efforts being made by the Applicant. Note that it may not be possible to improve the headroom condition that exists in the cited stairwell. The Board directs the Applicant to improve this condition if possible, but if the North Kingstown Fire Marshal is satisfied that no correction can be made, the Board grants the Applicant a variance to allow this condition to remain, based on structural hardship. The motion was unanimous.**

**APPEAL #100287: Mr. Santosh Saran, for the property located at 1085 Tower Hill road, North Kingstown. ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of thirty days in which**

to present his plan of action to the North Kingstown Fire Marshal's Office for the correction of any outstanding deficiencies within this facility, and an additional 150 days in which to make the above corrections. The North Kingstown Fire Marshal's Office is granted the authority to extend the above deadlines for good faith efforts being made by the Applicant. The motion was unanimous.

**APPEAL #100286:** Reliable Jewelry & Loan, for the property located at 885 Westminster Street in Providence. ADSFM Paul M. Doyle appeared for the Providence Fire Marshal's Office. Commissioner Preiss recused himself from consideration of this case. Commissioner Filippi made a motion, seconded by Commissioner Jasparro, to direct the Applicant to rate the cited doors that separate the garage from the basement, and to make those doors operable and to further install closing devices on those doors. Based on that correction, the Applicant is granted a variance to not install sprinklers within the basement of that facility. The motion was unanimous.

**APPEAL #100289:** The Robinson Green Beretta Corporation, for the property located at One Smith Street, Providence. ADSFM Paul M. Doyle appeared for the Providence Fire Marshal's Office. Commissioner Preiss made a motion, seconded by Commissioner Richard, to reinstate the previously granted variance for this facility which allowed the Applicant not to sprinkle this facility. The motion was unanimous.

**Respectfully submitted**

**Carol Marsella**